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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.767 OF 2007

Hari Chandra Balkrishna Vichare ... Petitioner

Vs.

The State of Maharashtra & Anr. ... Respondents

Mr. Dinesh B. Ujinwad i/b Mr. C.k. Talekar for the petitioner.

Ms. P.H. Kantharia, A.P.P. for the State.

Mr. K.A. Milavalla for respondent 2.

**CORAM : SMT. RANJANA DESAI & D. B. BHOSALE, JJ.**

**DATED : 19TH JUNE, 2007.**

**P.C.:-**

1. The petitioner is the accused in C.R. No.232 of 2006 registered at the Dindoshi Police Station against Shantaram Kanade and Hari Chandra Vichare and two unknown persons. We are informed by the learned A.P.P. that the charge-sheet is already filed.

2. The learned counsel for the petitioner/accused and the learned counsel for respondent 2/complainant state that the parties have amicably settled the dispute. Affidavit has been filed to that effect by Dinesh Chandrakant Khadpe, the complainant in which he has stated that he and the accused

persons have reached an amicable solution and decided to end any kind of hostilities towards each other. The learned counsel for the parties state that in view of the settlement, the FIR in C.R. No.232 of 2006 be quashed.

3. In view of the settlement which is stated in the Affidavit by Mr. Dinesh Khadpe - the complainant and in view of the nature of the alleged offence and considering the fact that the complainant and the accused, who are present in the court, have confirmed that the matter is settled, we feel that in the interest of justice and in the light of the judgment of the Supreme Court in ***B.S. Joshi vs. State of Haryana & Anr., 2003 ALL MR (Cri) 1162 (S.C)***, FIR No.232 of 2006 dated 9/7/2006 registered at the Dindoshi Police Station needs to be quashed.

4. Hence, FIR No.232 of 2006 dated 9/7/2006 registered at the Dindoshi Police Station and the charge-sheet filed pursuant thereto are quashed. Petition is disposed of.

[SMT. RANJANA DESAI, J.]

[D. B. BHOSALE, J.]